

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: BAHR, Georges
SERIAL No.: 08/809,650 GROUP: 1648
FILED: June 13, 1997 EXAMINER: L. Scheiner
FOR: COMPOSITIONS OF MURAMYL PEPTIDES INHIBITING THE
 REPLICATION OF HIV

RESPONSE TO ELECTION REQUIREMENT

Assistant Commissioner for Patents
Washington, D.C. 20231

November 5, 1999

Sir:

In response to the Examiner's Office Action dated October 5, 1999, requiring restriction of the current application, the following remarks are respectfully submitted.

The Examiner requires election of a single disclosed species for prosecution on the merits to which the claims shall be restricted if no generic claim is held to be allowable. The patentably distinct species of the current invention are: (a) a process for inhibiting the replication of acquired immunodeficiency retroviruses, and (b) a method for the prevention or treatment of Kaposi's sarcoma.

Applicant elects Species (a.) corresponding to a process for inhibiting the replication of acquired immunodeficiency retroviruses, without traverse, for claims 25-35 and claims 37-40.

Accordingly, applicants respectfully request early allowance of the claims.

Serial No.: 08/809,650

Applicants' election is made with the understanding that if the claims reading upon the species are found allowable, the Examiner will undertake search of the non-elected species with an eye toward examining allowability of a generic claim.

Accordingly, applicants respectfully request favorable action on the merits of the application.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

Respectfully submitted,

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